

UNITED STATES DISTRICT COURT  
DISTRICT OF DELAWARE

In re:

APPLESEED'S INTERMEDIATE  
HOLDINGS, LLC, *et al*,

Debtors

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ROBERT N. MICHAELSON, as  
Trustee of the Appleseed's  
Litigation Trust,

Plaintiff,

v.

JEFFREY D. FARMER, *et al.*,

Defendants.

Chapter 11

Case No. 11-10160 (KG)

HONORABLE JOSEPH E. IRENAS

CIVIL ACTION NO. 11-807  
(JEI/KMW)

**ORDER DENYING DEFENDANTS'  
MOTIONS TO DISMISS (Dkt. Nos.  
19, 21, 23, 25) AND  
PLAINTIFF'S MOTION TO SEAL  
(Dkt. No. 32)**

**APPEARANCES:**

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Wester II LLC and Webster III LLC

**IRENAS**, Senior District Judge, sitting by designation:

This matter having appeared before the Court upon  
Defendants' Motions to Dismiss (Dkt. Nos. 19, 21, 23, 25) and  
Plaintiff's Motion to Seal (Dkt. No. 32); the Court having  
reviewed the parties' submissions; for the reasons appearing in  
an opinion issued on even date herewith; and for good cause  
appearing;

**IT IS** on this 29th day of February, 2012,

**ORDERED THAT:**

- (1) Defendants' Motions to Dismiss are hereby **DENIED**.
- (2) Plaintiff's Motion to Seal is hereby **DENIED**.
- (3) All previous Motions to Seal in this adversary proceeding  
are hereby **VACATED**. The Clerk of the Court shall unseal  
those materials.

/s/ Joseph E. Irenas

**JOSEPH E. IRENAS, S.U.S.D.J.**